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June 4, 2021

Via Electronic Filing

Hon. William J. Martini, U.S.D.J.
Hon. Mark Falk, Chief U.S.M.J.
United States District Court, District of New Jersey
Martin Luther King Bldg. & U.S. Courthouse
50 Walnut Street, Rm. 4015
Newark, NJ 07101

Re: Elizabeth McNair, Administrator Ad Prosequendum of the Estate of Darrell Smith, and Elizabeth McNair, individually v. State of New Jersey, et al
Civil Action No. 2:21-cv-01291 (WJM)(MF)

Dear Judge Martini and Judge Falk,

Our office represents Defendants State of New Jersey, New Jersey Department of Corrections, Special Treatment Unit, Adult Diagnostic Treatment Center, Commissioner Marcus Hicks, and the New Jersey Department of Health (“State Entity Defendants”) in the above-captioned matter.

Plaintiff filed an Amended Complaint on May 5, 2021. The aforementioned State Entity Defendants agreed to waive service and the parties agreed to a sixty-day extension for these defendants to respond, which extended the time until July 12, 2021. The undersigned has requested an additional thirty days to respond to which Plaintiff has consented, as I will be away on vacation when the response is currently due. We respectfully ask Your Honor to allow the State Entity Defendants until August 12, 2021 to respond to Plaintiff’s Amended Complaint.

As this case involves numerous individual Defendants who have now been served and are employed by the New Jersey Department of Corrections, our office is currently determining the representation of these individuals. As our office needs additional time to determine the individuals’ representation, Plaintiff has consented to the same time frame for these individuals to respond to the Amended Complaint, extending time to August 12, 2021.

I appreciate Your Honors’ attention to this matter.



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Respectfully,

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY

By: /s/ Stephanie D. Trotter
Stephanie D. Trotter
Deputy Attorney General

cc: Via e-filing
Tracey C. Hinson, Esq.
Hinson Snipes, LLP
Counsel for Plaintiff